

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>KAREEM RICE</b>	:	
	:	
<b>Plaintiff</b>	:	
	:	<b>CIVIL ACTION 20-02404</b>
<b>v.</b>	:	
	:	
<b>A.T. CHADWICK, INC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>A.T. CHADWICK, LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>L.F DRISCOLL CO., INC.</b>	:	
	:	
<b>And</b>	:	
	:	
<b>JIMMY KRATZ d/b/a</b>	:	
<b>L.F. DRISCOLL, CO., LLC.</b>	:	
	:	
<b>And</b>	:	
	:	
<b>RICHARD LIPINSKI d/b/a</b>	:	
<b>L.F. DRISCOLL, CO., LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>FRAN SPAUSE</b>	:	
<b>d/b/a L.F. DRISCOLL, CO., LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>THOMAS WALLS</b>	:	
<b>d/b/a A.T CHADWICK COMPANY, INC</b>	:	
<b>also d/b/a A.T. CHADWICK, LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>VINCENT FITZGERALD</b>	:	
<b>d/b/a L.F. DRISCOLL, CO., LLC</b>	:	
	:	
	:	

SERVICE MASTER ASSURED CLEANING :  
SERVICES :  
:  
**Defendants** :

---

**MOTION TO DISMISS OF DEFENDANTS A.T. CHADWICK COMPANY, INC., A.T. CHADWICK, LLC AND THOMAS WALLS MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM**

Defendants A.T Chadwick Company, Inc., A.T. Chadwick, LLC and Thomas Walls, (hereinafter “Moving Defendants”), by and through their undersigned counsel, hereby files this motion to dismiss for failure to state a claim pursuant to Federal Rule of Civil Procedure 12(b)(6). In support of this motion, Moving Defendants incorporate the attached memorandum of law. Moving Defendants respectfully request that the court dismissed the claims asserted against them.

WILLIAM J. FERREN & ASSOCIATES

BY: /s/Joseph G. McHale, Attorney at Law  
Attorney for Defendants, Defendants, A.T. Chadwick, Inc.,  
A. T. Chadwick, LLC and Thomas Walls, d/b/a A.T.  
Chadwick, Company, Inc., also, d/b/a A.T. Chadwick,  
LLC.  
Post Office Box 2903  
Hartford, CT 06104-2903  
267-675-3021  
[jmcchale@travelers.com](mailto:jmcchale@travelers.com)

Date: 7/17/2020

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>KAREEM RICE</b>	:	
	:	
<b>Plaintiff</b>	:	
	:	<b>CIVIL ACTION 20-02404</b>
<b>v.</b>	:	
	:	
<b>A.T. CHADWICK, INC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>A.T. CHADWICK, LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>L.F DRISCOLL CO., INC.</b>	:	
	:	
<b>And</b>	:	
	:	
<b>JIMMY KRATZ d/b/a</b>	:	
<b>L.F. DRISCOLL, CO., LLC.</b>	:	
	:	
<b>And</b>	:	
	:	
<b>RICHARD LIPINSKI d/b/a</b>	:	
<b>L.F. DRISCOLL, CO., LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>FRAN SPAUSE</b>	:	
<b>d/b/a L.F. DRISCOLL, CO., LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>THOMAS WALLS</b>	:	
<b>d/b/a A.T CHADWICK COMPANY, INC</b>	:	
<b>also d/b/a A.T. CHADWICK, LLC</b>	:	
	:	
<b>And</b>	:	
	:	
<b>VINCENT FITZGERALD</b>	:	
<b>d/b/a L.F. DRISCOLL, CO., LLC</b>	:	
	:	
	:	

**SERVICE MASTER ASSURED CLEANING :  
SERVICES :  
: :  
Defendants :**

---

**CERTIFICATE OF SERVICE**

I, Joseph G. McHale, Attorney at Law do hereby certify that the Motion to Dismiss and Memorandum of Law and supporting documents per Fed. R. Civ. P. 12(b)(6) on behalf of Defendants, T. Chadwick, Inc., A. T. Chadwick, LLC and Thomas Walls, d/b/a A.T. Chadwick, Company, Inc., also, d/b/a A.T. Chadwick, LLC. was filed electronically with the Court and copies were sent to all counsel/parties via the Court's e-filing system on July 17, 2020.

WILLIAM J. FERREN & ASSOCIATES

BY: /s/Joseph G. McHale, Attorney at Law  
Attorney for Defendants, Defendants, A.T. Chadwick, Inc.,  
A. T. Chadwick, LLC and Thomas Walls, d/b/a A.T.  
Chadwick, Company, Inc., also, d/b/a A.T. Chadwick,  
LLC.  
Post Office Box 2903  
Hartford, CT 06104-2903  
267-675-3021  
[jmcchale@travelers.com](mailto:jmcchale@travelers.com)